



INTELLECTUAL PROPERTY
402-391-4448

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February 4, 2003

Assistant Commissioner
for Patents
Patent & Trademark Office
Washington, D.C. 20231

RE: PROTEST BY THIRD PARTY REGARDING APPLICATION OF
OTSUKI ET AL. TITLED: "SPECTRAL ELLIPSOMETER WITHOUT
CHROMATIC ABERATIONS";
PUB. NO. US2002/0126284 A1;
PUB. DATE: SEPT. 1A, 2002;
SERIAL NO. 10/004250.

PROTEST OF U.S. PATENT APPLICATION

Dear Sir;

Enclosed please find Two (2) copies of

U.S. Patent 5,166,752;
Article by Collins titled "Real-Time Spectroscopic
Ellipsometry from 1.6 to 6.5 ev";

which it is believed should be considered in examination of the
identified Application as they describe spectroscopic
ellipsometers.

Service was not made on the Applicant.

Sincerely,

JAMES D. WELCH
JW/hs
enc.